

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO *ex rel.*  
State Engineer,

Plaintiff,  
v.

ROMAN ARAGON, *et al.*,

Defendants.

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69cv07941 JC  
CLERK-SANTA FE

RIO CHAMA STREAM SYSTEM  
Rio Gallina, Section 5

ANSWER TO COMPLAINT FOR ADJUDICATION OF WATER RIGHTS

COMES NOW FAYE DAVIS (please print your full name)  
FAYE DAVIS

and answers the complaint as follows:

Subfile No

CHGA-03-0004

Object



Claim No Right



1. In answer to Complaint: For each subfile listed above, please **initial** in one of the two boxes to indicate whether you object to the description of water right(s) contained in the State's proposed Consent Order, or whether you make no claim as to the water right(s) described in the State's proposed Consent Order.

If you object to the description of water right(s) and reject the State's proposed Consent Order, or if you make no claim as to the water right(s) set forth in the State's proposed Consent Order for any of the Subfile Numbers listed above, for each such Subfile Number please explain in the appropriate spaces below.

I object to the description of the water right(s) described by Subfile Number(s) CHGA-03-0004 because

I PERSONALLY OBSERVED THIS LAND IRRIGATED IN 1977 WHEN  
I PURCHASED IT FROM JE + JUANITA SANCHEZ. DUE TO HEAVY  
SNOWFALL IN THE WINTER OF '78-'79 WITH SUBSEQUENT SPRING  
FLOODING, EXTENSIVE DAMAGE WAS DONE TO THE DITCH SYSTEM.

FROM THAT TIME ON, I HAVE MADE DILIGENT EFFORTS TO RESTORE THE SYSTEM, EVEN DURING SEVERE DROUGHT YEARS WHEN WE COULDN'T GET THE WATER THIS FAR. FOR MANY YEARS, I HAVE HIRED LABORERS AND PURCHASED PIPE IN HOPES OF REPAIRING & RESTORING THE SYSTEM. I HAVE ALSO SUBMITTED APPLICATIONS TO THE CUBA SOIL CONSERVATION FOR FINANCIAL ASSISTANCE.

(Attach additional pages if necessary)

I made a good faith effort to resolve my disagreement with the State's proposed Consent Order by

(Attach additional pages if necessary)

I claim no right for the water right(s) described by Subfile Number(s) \_\_\_\_\_ because

(Attach additional pages if necessary)

2. I understand that by making this claim and filing this document I am not waiving my rights to later raise, in an Amended Answer, any jurisdictional or affirmative defenses I may have.

Dated: September 15, 2000

Faye Davis  
(Signature - FAYE DAVIS)

P.O. Box 170

GALLINA, NM 87017  
(Address: Print Clearly)

638-5589  
(Phone Number: Print Clearly)

**IMPORTANT: If you have been served with a summons and copy of the complaint in this action, or if you have waived service of process, you must file an answer in the United States District Court for the District of New Mexico by August 31, 2000. Any right you may have to use waters of the stream system may be adjudicated by default judgment in conformity with the State's proposed Consent Order if you fail to file an answer by August 31, 2000. The court's address is: 333 Lomas NW, Suite 270, Albuquerque, NM 87102. A copy of the answer filed with the district court must also be sent to the Office of the State Engineer, Legal Services Division, P.O. Box 25102, Santa Fe, NM 87504-5102.**